



# pennsylvania

DEPARTMENT OF ENVIRONMENTAL PROTECTION

SOUTHEAST REGIONAL OFFICE

May 9, 2011

Mr. David Erfert  
Refinery Manager  
ConocoPhillips Company  
4101 Post Road  
Trainer, PA 19061-3812

Re: **Intent to Issue Plan Approval**  
Flare Gas Recovery Unit  
Application No. 23-0003S  
APS ID 732749, AUTH ID 853274  
Trainer Borough  
Delaware County

Dear Mr. Erfert:

Enclosed is a Notice of Intent to Issue a **Plan Approval**, which is required to be published in a local newspaper, as per 25 Pa. Code Sections 127.44(b) and 127.424(b). Please be advised that it is your responsibility to:

1. Publish the notice within ten days of receipt of the notice.
2. Publish the notice on at least three separate days in a prominent place and size in a newspaper of general circulation in the county in which the source is located.
3. File with the Department of the proof of the publication within one week thereafter.

Also enclosed is the draft Plan Approval No. 23-0003S conditions, which your company will be obligated to fulfill.

If you have any questions, please contact Ms. Xiaoyin Sun of this office at 484.250.5072.

Sincerely,

Sachin Shankar, P.E.  
Environmental Engineer Manager  
New Source Review Section  
Air Quality

Enclosures

cc: **EPA, Region III**  
Division of Permits  
District Supervisor  
Ms. Sun  
File No. 23-0003S  
Re 30 (joh11aq)013

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# pennsylvania

DEPARTMENT OF ENVIRONMENTAL PROTECTION

SOUTHEAST REGIONAL OFFICE

August 3, 2011

Mr. Colin Franks  
Environmental Lead  
ConocoPhillips  
Trainer Refinery  
4101 Post Road  
Trainer, PA 19061

Re: Plan Approval No. 23-0003S  
APS ID No. 732749; AUTH ID No. 853274

Dear Mr. Franks:

Please find enclosed a Department of Environmental Protection's (Department) Plan Approval to construct, modify, reactivate, or install an air cleaning device on an air contamination source. This Plan Approval contains special conditions that must be fulfilled. Failure to do so violates Section 127.25 of the Department's rules and regulations, which may result in enforcement action and denial of an Operating Permit.

During the public comment period, we received comments from ConocoPhillips and the United States Environmental Protection Agency (USEPA). All the comments from ConocoPhillips are acceptable, and changes were made accordingly, except the comments regarding conditions that require ConocoPhillips to provide a list of the components that are subject to 40 C.F.R. 63, Subpart CC, and 25 Pa. Code Section 129.58. The Department does not intend to add the list into the Plan Approval, nor to the Operating Permit. The list is needed for enforcement purpose, e.g., check compliance with the monitoring, recordkeeping, reporting requirements, etc. Therefore, these conditions remain unchanged.

Our response to the USEPA's comment is addressed in our technical review memo. No changes are made to the Plan Approval conditions.

A Department Operating Permit will be issued if (1) the special conditions incorporated within the Plan Approval have all been fulfilled; (2) the Department is satisfied that the project was carried out as proposed in the application, and that the operation of the source(s) and any associated air pollution control equipment conforms with the operational information stated on the application; and (3) the Department is satisfied that the air contaminant emissions from the source(s) comply with the requirements specified in, or established pursuant to, all applicable Department rules and regulations.





Mr. Colin Franks

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August 3, 2011

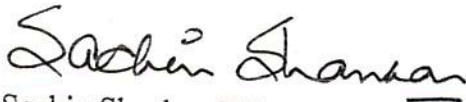
Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. Section 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717.787.3483. TDD users may contact the Board through the Pennsylvania Relay Service, 800.654.5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at 717.787.3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST REACH THE BOARD WITHIN 30 DAYS. YOU DO NOT NEED A LAWYER TO FILE AN APPEAL WITH THE BOARD.

IMPORTANT LEGAL RIGHTS ARE AT STAKE, HOWEVER, SO YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD (717.787.3483) FOR MORE INFORMATION.

If you have any questions about this matter, please call Ms. Xiaoyin Sun at 484.250.5072.

Sincerely,



Sachin Shankar, P.E.  
Environmental Engineer Manager  
New Source Review Section  
Air Quality

Enclosures

cc: EPA, Region III  
District Supervisor  
Division of Permits  
Ms. Sun  
File No. 23-0003S  
Re 30 (DH11AQ)174

